

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Andrew Baluch on March 6, 2008.

The application has been amended as follows:

In claim 49, line 3, insert --at least one—before "resonator".

### ***Allowable Subject Matter***

Claims 2-4, 11-26, 34-35, 42, 46-47, 49 and 50 are allowed.

The following is an examiner's statement of reasons for allowance: the prior art does not teach or suggest a device having a first resonator that is biofunctionalized with a first receptor or ligand and a substrate or second resonator biofunctionalized with a second receptor or ligand, wherein the first receptor or ligand and second receptor or ligand are capable of binding to an analyte simultaneously for detection of the analyte.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ANN Y. LAM whose telephone number is (571)272-0822. The examiner can normally be reached on Mon.-Fri. 10-6:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Long Le can be reached on 571-272-0823. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Ann Y. Lam/  
Primary Examiner, Art Unit 1641

**Application Number**

Application/Control No.

09/927,779

Examiner

ANN Y. LAM

Applicant(s)/Patent under  
Reexamination

ROUKES ET AL.

Art Unit

1641